

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**(Attorney Docket No. 006119.00007)**

In re U.S. Patent Application of Johnston,	)	
et al.	)	
	)	
Application No. 10/611,458	)	Group Art Unit: 3624
	)	
Filed: July 1, 2003	)	Examiner: Kyle
	)	
For: Derivatives Trading Methods That	)	
Use a Variable Order Price and a	)	
Hedge Transaction	)	

**RESPONSE TO NON-COMPLIANT AMENDMENT**

MS: Amendment  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313

Sir:

In response to the Notice of Non-Compliant Amendment mailed December 7, 2005, Applicants hereby re-submit the Supplemental Response to Restriction Requirement dated September 1, 2005, including the Auto-Reply Transmission dated September 1, 2005 acknowledging receipt by the U.S. Patent Office. The Examiner has requested clarification of Applicants election of the claims. A copy of the Notice of Non-Compliant Amendment is attached.

As indicated in the Supplemental Response, Applicants elect to prosecute the claims of Group I (Claims 1-15 and 23-35) without traverse.

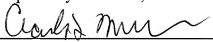
Claims 16-22 have been withdrawn.

The Applicant's election is without prejudice or admission with respect to the Applicant's right to re-file the withdrawn claims in a continuing application. The claims as now presented

are believed to be in allowable condition. The Applicant respectfully requests consideration of the application and allowance of all pending claims. Please feel free to contact the undersigned should any questions arise with respect to this case that may be addressed by telephone.

The Commissioner is authorized to charge any fee or credit any overpayment of fee Deposit Account No. 19-0733.

Date: January 6, 2006

Respectfully submitted,  
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